

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
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SPECIAL CIVIL APPLICATION No 3667 of 1986

With

CIVIL APPLICATION NO.1178 OF 1986

With

CIVIL APPLICATION NO.1822 OF 1986

For Approval and Signature:

Hon'ble MR.JUSTICE M.R.CALLA

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?
1 to 5 No

DR.GHULAM MOINUDDIN

Versus

OIL & NATURAL GAS COMMISSION

Appearance:

No one appears on behalf of the petitioners.

MR RAJNI H MEHTA for Respondent No. 1, 2

CORAM : MR.JUSTICE M.R.CALLA

Date of decision: 13/01/98

ORAL JUDGEMENT

Mr. Mehta appearing for the respondents has filed a note dated 8.12.97 in this matter mentioning therein that three petitioners i.e. petitioner Nos.1,2 and 4 have written letters to their advocate late Mr.N.J.Mehta that each one of them has been promoted to the post of Senior Chemist with effect from 1.1.87 and

that they want to withdraw this petition. A xerox copy of this letter has been enclosed as Annexure with this letter.

The other four petitioners i.e. petitioner Nos.3,5,6 and 7 have been promoted to the post of Senior Chemist with effect from 1.1.87.

All the petitioners have been further promoted as Deputy Superintending Chemist with effect from 1.1.92 and have been further promoted as Superintending Chemist with effect from 1.1.96. Mr.Mehta submits that this petition has become infructuous in view of the aforesaid factual position. There is no one on behalf of the petitioners to controvert this factual statement made by Mr.Mehta and the Court has no reason to disbelieve the statement made by Mr.Mehta, as aforesaid and the contents of the note dated 8.12.97 duly signed by Mr. R.H. Mehta, Advocate. Accordingly this Special Civil Application can not survive. The same has become infructuous and it is hereby dismissed as having become infructuous and the Rule is also hereby discharged. No order as to costs.

In view of the order passed in the main Special Civil Application,as aforesaid, no orders are required to be passed in any of the Civil Applications filed in this matter and pending in this matter. Civil Application No.1178 of 1986 and Civil Application No.1822 of 1986 are hereby disposed of accordingly. Interim order,if any, in any of the Civil Applications automatically comes to an end.